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VIA ECF
Honorable Vernon S. Broderick
United States District Judge
Southern District of New York
40 Foley Square
New York, New York 10007

APPLICATION GRANTED
SO ORDERED *Vernon S. Broderick*
VERNON S. BRODERICK
U.S.D.J. 10/16/2019

Accordingly, Defendants' summary judgment motions and Plaintiffs' cross-motions are to be filed by January 17, 2020, with oppositions to be filed by March 20, 2020, and reply papers to be filed by April 17, 2020.

Re: Colon v. N.Y.C. Hous. Auth. et al.,
16 Civ. 4540 (VSB) (OTW)

Williams v. N.Y.C. Hous. Auth. et al.,
16 Civ. 8193 (VSB) (OTW)

Dear Judge Broderick:

I am an Assistant Corporation Counsel in the office of Georgia M. Pestana, Acting Corporation Counsel of the City of New York, counsel for Defendant Melissa Mark-Viverito in the above-referenced actions, which were consolidated for pre-trial purposes.

In accordance with the Court's October 6, 2019 Order (*see* Dkt. No. 110), I write on behalf of Defendant Mark-Viverito and the NYCHA Defendants (collectively, "Defendants") to respectfully propose that Plaintiffs' cross-motions for summary judgment follow the same so-ordered briefing schedule as Defendants' motions for summary judgment. Accordingly, Defendants' summary judgment motions and Plaintiffs' cross-motions would be filed by January 17, 2020, responses would be filed by March 20, 2020, and replies would be filed by April 17, 2020. *See* Dkt. No. 109. Plaintiffs previously submitted a proposed briefing schedule for their summary judgment cross-motions on September 30, 2019 without first consulting Defendants. *See* Dkt. No. 105.

Over the past two days, Defendants' counsel have unsuccessfully attempted to meet and confer with Plaintiffs' counsel regarding a joint proposed briefing schedule for Plaintiffs' cross-motions. Plaintiffs' counsel rejected Defendants' proposal that the parties use the same so-ordered briefing schedule for all motions – with no explanation for this rejection. The NYCHA Defendants' counsel and I explained that our offices are closed on Monday for Columbus Day and requested that Plaintiffs' counsel provide his portion of a joint letter by 3:00 p.m. this afternoon. Plaintiffs' counsel refused.

HONORABLE VERNON S. BRODERICK

United States District Judge

Colon v. N.Y.C. Hous. Auth., et al., 16 Civ. 4540 (VSB)(OTW)

Williams v. N.Y.C. Hous. Auth., et al., 16 Civ. 8193 (VSB)(OTW)

October 11, 2019

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Defendants thank the Court for consideration of this request.

Respectfully submitted,

/s/Natalie S. Marcus

Natalie S. Marcus
Assistant Corporation Counsel

cc: All Counsel of Record
(via ECF)